IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE NINTH DAY OF SEPTEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE V.ESWARAIAH

WRIT PETITION NO : 15145 of 2003

Between:

1 B.Ch.Appa Rao s/o. Ramulu, Occu:Secretary,
Chodavaram PACS, Chodavaram, Bhadrachalam Mandal, Khammam District.
2 K.Satyanarayana s/o.Subrahmanyam
Occu:Secretary, Satyanarayanapuram PACS Cherla Mandal, Khammam District.
3 D.Ramachandra Prabhu s/o. Suryanarayana, Occu:Additional Secretary, Satyanarayanapuram PACS, Cherla Mandal, Khammam District.
4 V.Damodara Rao s/o. Ravinder, Occu:Clerk, Satyanarayanapuram PACS, Cherla Mandal, Khammam District.
5 M.Seetharamulu s/o. Guravaiah, Occu:Attender, Satyanarayanapuram PACS, Cherla Mandal, Khammam District.

6 K.Satyanarayana s/o. Kannaiah, Occu:Secretary, Thegada PACS, Cherla Mandal, Khammam District.
7 Ch.Tirumala Rao s/o. Lakshmaiah, Occu:Additional Secretary,Thegada PACS, Cherla Mandal, Khammam District.
8 T.Veerraju S/o. Subba Rao, Occu:Secretary, Mamidigudem PACS, Cherla Mandal, Khammam District.
9 V.Chitti Babu s/o. Ramaiah, Occu:Clerk, Mamidigudem PACS, Cherla Mandal, Khammam District.
10 S.Satyanarayana s/o. Madavaiah, Occu:Secretary, Vajeedu PACS, Vajeedu Mandal, Khammam District.
11 V.Vara Prasad s/o. Viratu Murthy, Occu:Clerk, Vajeedu PACS, Vajeedu Mandal, Khammam District.
12 V.Nageswara Rao s/o. Mallaiah, Occu:Attender, Vajeedu PACS, Vajeedu Mandal, Khammam District.
13 D.Sarveswara Rao s/o. Atchi Raju, Occu:Secretary,
Alubaka PACS, Venkatapuram Mandal Khammam Dist.
14 A.Siva Satyanarayana s/o. Koteswara Rao, Occu:Secretary, Venkatapuram

PACS, Venkatapuram Mandal, Khammam District.
15 H.Ramesh s/o. Venkateswara Rao, Occu:Clerk, Venkatapuram PACS, Venkatapuram Mandal, Khammam District.
16 K.Ramulu s/o. Venkanna, Occu:Attender, Venkatapuram PACS, Venkatapuram Mandal, Khammam District.
17 G.Ratnakumari W/o Jayaprakash, Occu:Secretary, Gundala PACS, Bhadrachalam Mandal, Khammam District.

18 Y.Lakshmana Rao s/o. Rajaiah, Occu:Clerk, Gundala PACS, Bhadrachalam Mandal, Khammam District.
19 G.Jayaprakash s/o. Samyul, Occu:Secretary, Purushottapatnam PACS, Bhadrachalam Mandal
Khammam District.
20 P.Venkateswarlu s/o. China Subbaiah, Occu:Clerk, Purushottapatnam PACS, Bhadrachalam Mandal, Khammam District.
21 M.Dattatreyudu s/o. Subrahmanyam, Occu:Secretary, Bhadrachalam PACS, Bhadrachalam Mandal, Khammam District.
22 G.Siva kumar s/o. Lakshmi Narayana, Occu:Clerk, Bhadrachalam PACS, Bhadrachalam Mandal, Khammam District.
23 G.Divakar Rao s/o. Somaiah, Occu:Secretary, Dummugudem PACS, Dummugudem, Khammam District.
24 M.Rathaiah s/o. Buchiramanna, Occu:Secretary, Kachavaram PACS, Kanavaram Mandal, Khammam District.
25 Ch.D.John Raju s/o. Dattam, Occu:Accountant, Kachavaram PACS, Kanavaram Mandal, Khammam District.

..... PETITIONERS

AND

1 The District Cooperative Officer, Khammam, Khammam District.
2 The Divisional Cooperative Officer, Bhadrachalam, Khammam District.
3 The Khammam District Cooperative Central Bank Ltd., Khammam, Khammam District, represented by its General Manager.
4 The Chodavaram PACS, Chodavaram, Bhadrachalam Mandal, Khammam District, represented by its Chairman/PIC
5 The Satyanarayanapuram PACS, Cherla Mandal, Khammam District, represented by its Chairman/PIC.
6 The Thegada PACS, Cherla Mandal, Khammam District, represented by its Chairman/PIC.
7 The Mamidigudem PACS, Cherla Mandal, Khammam District, represented by its Chairman/PIC.
8 The Vajeedu PACS, Vajeedu Mandal, Khammam District, represented by its Chairman/PIC.
9 The Alubaka PACS, Venkatapuram Mandal, Khammam District, represented by its Chairman/PIC.
10 The Venkatapuram PACS, Venkatapuram Mandal, Khammam District, represented by its Chairman/PIC.
11 The Gundala PACS, Bhadrachalam Mandal, Khammam District, represented by its Chairman/PIC.
12 The Purushottapatnam PACS, Bhadrachalam Mandal, Khammam District, represented by its Chairman/PIC.

13 The Bhadrachalam PACS, Bhadrachalam Mandal, Khammam District, represented by its Chairman/PIC.
14 The Dummugudem PACS, Dummugudem, Khammam District, represented by its Chairman/PIC.
15 The Kachavaram PACS, represented by its Chairman/PIC, Kanavaram Mandal, Khammam District.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed herein the High Court will be pleased to issue a writ, order or direction more particularly one in the nature of writ of Mandamus declaring the impugned action of respondents 2 and 3 in issuing directions to the respondents societies for reducing the salaries of the petitioners and consequential action of the respondents societies in reducing the salaries of the petitioners vide resolutions dated 11-6-2003, 25-6-2003, 20-6-2003, 1-7-2003, 26-6-2003, 24-4-2003, 21-6-2003, 24-6-2003 without any notice or opportunity as highly illegal, arbitrary and without jurisdiction apart from contrary to the provisions of Minimum wages Act and A.P.C.S.Act.

Counsel for the Petitioners: Mr.G.V.Shivaji

Counsel for Respondent Nos.1 and 2: Government Pleader for Cooperation

Counsel for Respondent No.3: Mr.P.M.Gopal Rao

The Court made the following:

ORDER:

Learned counsel appearing for the petitioners submits that the subject matter of this writ petition is squarely covered by the judgment of this Court in W.P.No.3171 of 2003 and batch, dated 30-8-2004.

Following the said judgment, this writ petition is dismissed by and in terms thereof. No costs.

9-9-2004

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To

1 The District Cooperative Officer, Khammam, Khammam District.
2 The Divisional Cooperative Officer, Bhadrachalam, Khammam District.

3 The Khammam District Cooperative Central Bank Ltd., Khammam, Khammam District, represented by its General Manager.
4 The Chodavaram PACS, Chodavaram, Bhadrachalam Mandal, Khammam District, represented by its Chairman/PIC
5 The Satyanarayanapuram PACS, Cherla Mandal, Khammam District, represented by its Chairman/PIC.
6 The Thegada PACS, Cherla Mandal, Khammam District, represented by its Chairman/PIC.
7 The Mamidigudem PACS, Cherla Mandal, Khammam District, represented by its Chairman/PIC.
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14 The Dummugudem PACS, Dummugudem, Khammam District, represented by its Chairman/PIC.
15 The Kachavaram PACS, represented by its Chairman/PIC,
Kanavaram Mandal Khammam District.

16 Two C.Cs. to the Government Pleader for Cooperation, High Court of Andhra Pradesh, Hyderabad.(OUT)

17 Two C.D. copies.